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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON AT TACOMA  
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10 BRENDAN PESIKAN, et al,

11 Plaintiffs,

12 vs

13 MIRANDA SPARKS, et al

14 Defendants.  
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CASE NO. CV08-5023BHS

ORDER OF DISMISSAL

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17 Counsel having notified the Court of the settlement of this case, and it appearing that no issue remains  
18 for the Court's determination,

19 IT IS ORDERED that this action and all claims asserted herein are **DISMISSED** without prejudice and  
20 without fees or costs to any party.

21 In the event that the settlement is not perfected, any party may move to reopen the case, provided that  
22 such motion is filed within *ninety (90)* days of the date of this Order. Any trial date and/or pretrial dates  
23 previously set are hereby **VACATED**.

24 IT IS SO ORDERED this 10th day of September 2009.  
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28 BENJAMIN H. SETTLE  
United States District Judge